

99-0033-HO

BEFORE THE ARIZONA STATE BOARD OF PHARMACY

In the Matter of :

JOHN J. WELLS
Certificate of Registration
Number 11977

**FINDINGS OF FACT, CONCLUSIONS
OF LAW AND BOARD ORDER
NO. 99-0033-PHR**

DIRECTED TO: JOHN J. WELLS
22728 N. 74th Lane
Glendale, AZ 85310

Pursuant to the foregoing Consent to Entry of Order, the evidence and records compiled and contained in the file for JOHN J. WELLS and for good cause appearing, the Board on this 13th day of January, 2000 enters the following Findings of Fact, Conclusions of Law and Board Order in the Matter of Notice of Hearing Number 99-0033-PHR ("Notice").

FINDINGS OF FACT

I

1. JOHN J. WELLS is the holder of Certificate of Registration Number 11977 issued by the Arizona State Board of Pharmacy which permits the holder to practice pharmacy in the State of Arizona.

2. The evidence and testimony presented in this matter sustained the factual allegations in Paragraphs one (1) and two (2) in section IV of the Notice. The Board finds that:

JOHN J. WELLS has violated A.R.S. § 32-1927(A)(10), A.R.S. § 32-1927(B)(2), A.R.S. § 36-2525(D), and 21 C.F.R. § 1306.21 to wit: the dispensing of Class IV Controlled Substances as listed in the Notice of Hearing 99-0033-PHR without valid prescriptions.

CONCLUSIONS OF LAW

II

1. The Board concludes that it has jurisdiction in this Matter pursuant to A.R.S. § 32-1927(A)(10) and 32-1927(B)(2).

2. The Board concludes that JOHN J. WELLS violated A.R.S. § 36-2525(D), 21 C.F.R. § 1306.21

1 to wit:

2 the dispensing of Class IV Controlled Substances as listed in Notice of Hearing 99-0033-PHR
3 without valid prescriptions.

4 3. The Board further concludes that JOHN J. WELLS is in violation of A.R.S. § 32-1927(A)(10)
5 and 32-1927(B)(2).

6 **ORDER**

7 **III**

8 The Certificate of Registration Number 11977 issued to JOHN J. WELLS is hereby placed on
9 probation for one (1) year effective January 13, 2000 and JOHN J. WELLS shall pay a civil penalty of one
10 hundred dollars (\$200.00) for each violation, for a total of four hundred dollars (\$400.00) to the Board
11 of Pharmacy within sixty (60) days of the date of this Order. The probation shall be subject to the
12 following conditions:

13 1. JOHN J. WELLS shall not serve as a preceptor pharmacist nor as a pharmacist in charge
14 throughout the term of probation.

15 2. JOHN J. WELLS shall furnish the Arizona State Board of Pharmacy with a list of all jurisdictions
16 in which he maintains or has maintained licensure in the profession of pharmacy along with the registration
17 number of said licenses.

18 3. JOHN J. WELLS is required to advise the Arizona State Board of Pharmacy immediately of any
19 change in pharmacy employment status throughout the term of probation.

20 4. JOHN J. WELLS is required to furnish any and all pharmacy employers with a copy of this Board
21 Order throughout the term of probation.

22 5. JOHN J. WELLS shall take and pass the Multistate Pharmacy Jurisprudence Exam (MPJE) within
23 six (6) months of the date of this Order and obtain a grade of at least 80.

24 6. JOHN J. WELLS shall pay all fees and complete all Continuing Education requirements to
25 maintain certificate of registration number 11977 throughout the term of probation.

26 7. JOHN J. WELLS shall obey all federal and state laws and rules governing the practice of

1 pharmacy.

2 8. JOHN J. WELLS shall bear the responsibility for the release of information forms and reports
3 required by this Order.

4 9. JOHN J. WELLS shall "hold harmless" the provider of any required reports to
5 the Board of Pharmacy.

6 10. JOHN J. WELLS shall appear before the Arizona State Board of Pharmacy on or after January
7 13th, 2001, to request that the probation imposed by this Order be terminated.


8 13. If JOHN J. WELLS violates this Order in any way or fails to fulfill the requirements of this
9 Order, the Board, after giving JOHN J. WELLS notice and the opportunity to be heard, may revoke,
10 suspend or take other disciplinary action against JOHN J. WELLS.

11
12
13 DATED this 13th day of January, 2000

14
15
16
17 SEAL

ARIZONA STATE BOARD OF PHARMACY

By


Llyn A. Lloyd
Executive Director

Copies of the foregoing Finding of Fact,
Conclusions of Law and Board Order
sent via Certified US mail this
18th day of January 2000, 1999 to:

JOHN J. WELLS
22728 N. 74th Lane
Glendale, AZ 85310

and by Courier Mail to:

Nancy Beck
Assistant Attorney General
1275 W. Washington
Phoenix, AZ 85007
Attorney for the State

and

Tom Dennis
Assistant Attorney General
1275 W. Washington
Phoenix, AZ 85007
Civil Appeals Section

Z 353 698 065

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Glendale, AZ 85310	
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John J. Wells RPh
22728 N. 74th Lane
Glendale, AZ 85310

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Kristine M. Wells

8. Addressee's Address (Only if requested and fee is paid)

6. Signature: (Addressee or Agent)

X Kristine M. Wells

PS Form 3811, December 1994

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